

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 06-2538

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United States of America,

Appellee,

v.

Marcus J. Glover,

Appellant.

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Appeal from the United States  
District Court for the  
Western District of Missouri.

[UNPUBLISHED]

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Submitted: August 7, 2007  
Filed: August 14, 2007

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Before MURPHY, SMITH, and SHEPHERD, Circuit Judges.

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PER CURIAM.

Marcus J. Glover appeals the 168-month prison sentence the district court<sup>1</sup> imposed after he pleaded guilty to conspiring to distribute methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and 846. On appeal, Glover's counsel has moved to withdraw and has filed a brief pursuant to Anders v. California, 386 U.S. 738 (1967).

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<sup>1</sup>The Honorable Richard E. Dorr, United States District Judge for the Western District of Missouri.

Glover's written plea agreement contains a valid appeal waiver which encompasses the argument that counsel raises on appeal, and we conclude that the waiver is enforceable and that enforcing it would not cause a miscarriage of justice. See United States v. Andis, 333 F.3d 886, 889-92 (8th Cir. 2003) (en banc) (discussing enforceability of appeal waiver); see also United States v. Estrada-Bahena, 201 F.3d 1070, 1071 (8th Cir. 2000) (per curiam) (enforcing appeal waiver in Anders case).

After reviewing the record independently under Penon v. Ohio, 488 U.S. 75 (1988), and finding no non-frivolous issues not covered by the waiver, we enforce the waiver and dismiss this appeal. We grant counsel's motion to withdraw on condition that counsel inform appellant about the procedures for filing petitions for rehearing and for certiorari.

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